

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

JIMMIE LEWIS,	)	
	)	
Plaintiff,	)	
	)	CONSOLIDATED
v.	)	C.A. No. 05-013-GMS
	)	C.A. No. 05-051-GMS
	)	C.A. No. 05-052-GMS
WARDEN RAPHAEL WILLIAMS, et al.,	)	
	)	Jury Trial Requested
Defendants.	)	

**SUGGESTION OF DEATH UPON THE RECORD  
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 25**

COMES NOW, the undersigned counsel and suggests upon the record, pursuant to Federal Rule of Civil Procedure 25(a)(1), the death of defendant Officer Andrew Talenti on October 21, 2006, during the pendency of this action. A redacted copy of Officer Talenti's death certificate is attached hereto.

**DEPARTMENT OF JUSTICE  
STATE OF DELAWARE**

*/s/ Erika Y. Tross*

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Erika Y. Tross (#4506)  
Deputy Attorney General  
820 N. French Street  
Wilmington, DE 19801  
(302) 577-8400  
Attorney for State Defendants

Dated: December 5, 2006

**CERTIFICATE OF SERVICE**

I, Erika Y. Tross, Esq., hereby certify that on December 5, 2006, I caused a true and correct copy of the attached *Suggestion of Death upon the Record pursuant to Federal Rule of Civil Procedure 25* to be served on the following individual in the form and manner indicated:

**NAME AND ADDRESS OF RECIPIENT(S):**

Jimmie Lewis  
SBI # 506622  
Delaware Correctional Center  
1181 Paddock Road  
Smyrna, DE 19977

**MANNER OF DELIVERY:**

- ☐ One true copy by facsimile transmission to each recipient
- ☒ Two true copies by first class mail, postage prepaid, to each recipient
- ☐ Two true copies by Federal Express
- ☐ Two true copies by hand delivery to each recipient

/s/ Erika Y. Tross  
Erika Y. Tross (#4506)  
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